

7/16/04

3712/14



<b>CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)</b>			Docket No. <b>3712/14</b>	
Applicant(s): <b>Pierson, et al.</b>			69,010-335	
Application No. <b>10/696,530</b>	Filing Date <b>10/29/03</b>	Examiner <b>Ackun</b>	Customer No. <b>26,127</b>	Group Art Unit <b>3712</b>

Invention: **SMART SMOKE UNIT**

I hereby certify that the following correspondence:

**Transmittal; Response; Return Postal Card**

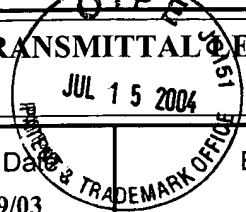

*(Identify type of correspondence)*

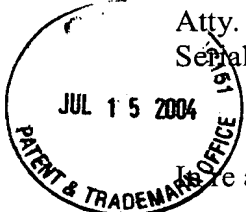
is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

07/15/04  
*(Date)*

**Mary F. Peltier**  
*(Typed or Printed Name of Person Mailing Correspondence)*  
  
*(Signature of Person Mailing Correspondence)*  
**ER521951552US**  
*("Express Mail" Mailing Label Number)*

**Note: Each paper must have its own certificate of mailing.**

<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>					Docket No. <b>69,010-335</b>				
Applicant(s): <b>Pierson, et al.</b>									
Application No. <b>10/696,530</b>	Filing Date <b>10/29/03</b>		Examiner <b>Ackun</b>	Customer No. <b>26,127</b>	Group Art Unit <b>3712</b>	Confirmation No.			
Invention: <b>SMART SMOKE UNIT</b>									
<u>COMMISSIONER FOR PATENTS:</u>									
Transmitted herewith is an amendment in the above-identified application.									
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27									
The fee has been calculated and is transmitted as shown below.									
<b>CLAIMS AS AMENDED</b>									
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE				
TOTAL CLAIMS	6	22 =	0 x	\$9.00	\$0.00				
INDEP. CLAIMS	-	3 =	0 x	\$43.00	\$0.00				
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00				
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>				
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. <b>04-2223</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.									
 Signature			Dated: <b>07/15/04</b>						
<b>Jeffrey L. Doyle, Esq.</b> <b>Reg. No. 54,074</b> <b>Dykema Gossett PLLC</b> <b>39577 Woodward Avenue, Suite 300</b> <b>Bloomfield Hills, MI 48304-2820</b> <b>(248) 203-0782</b> <b>jdoyle@dykema.com</b>			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;">           I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.         </td> </tr> <tr> <td style="height: 40px; vertical-align: bottom; text-align: center;">           Signature of Person Mailing Correspondence         </td> </tr> <tr> <td style="height: 40px; vertical-align: bottom; text-align: center;">           Typed or Printed Name of Person Mailing Correspondence         </td> </tr> </table>				I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	Signature of Person Mailing Correspondence	Typed or Printed Name of Person Mailing Correspondence
I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.									
Signature of Person Mailing Correspondence									
Typed or Printed Name of Person Mailing Correspondence									
CC:									



Atty. Docket No. 69,010-335

Serial No. 10/696,530

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Pierson et al.

Serial No.: 10/696,530

Group Art Unit: 3712

Filed: 10/29/03

Examiner: Ackun

For: SMART SMOKE UNIT

Atty. Dkt. No.: 69,010-335

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION PURSUANT TO 37 C.F.R. 1.115 AND  
TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(C) TO OBVIATE A  
DOUBLE PATENTING REJECTION**

Dear Sir:

This paper is responsive to the Office Action mailed April 15, 2004.

**Amendments to the Specification** appear on page 2 of this paper;

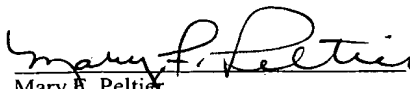
**Terminal Disclaimer** appears on page 3 of this paper; and

**Remarks** begin on page 4 of this paper.

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**Certificate of Express Mailing**

I hereby certify that this Response to Office Action Pursuant to 37 C.F.R. 1.115 and Terminal Disclaimer under 37 C.F.R. 1.321(c) is being deposited with the United States Postal Service via Express Mail No: ER521951552US addressed to Mail Stop Amendment, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 15th day of July 2004.

  
Mary F. Peltier